Issuance of Oil, Gas, Hydrocarbon, Metalliferous Minerals, & Geothermal Leases on Highway Rights-of-Way UDOT 08A3-10

Purpose

To allow the issuance of standard, non-drilling lease rights to qualified applicants on highway rights-of-way subject to the following terms and conditions.

Policy

A.   The Utah Department of Natural Resources is recognized as the body empowered to issue the standard, non-drilling leases on any Utah Department of Transportation rights-of-way. The issuance of a permit shall be subject to the written consent of the UDOT, and will only be given to qualified applicants.

B.   The UDOT retains the right to refuse issuance of a non-drilling lease permit on any UDOT rights-of-way, if the applicant does not comply with the following conditions and requirements of qualification:

1.   Prior to filing, applicant shall abstract and show by legal description suitable for recordation that the UDOT owns the mineral rights said applicant is attempting to lease.

2.   In the application, applicant must list any mineral rights or leases said applicant may own in the particular drilling unit in which the UDOT has mineral rights.

3.   Application must be submitted in affidavit form.

C.   It shall be the obligation of the UDNR to first determine if the foregoing conditions and requirements of qualification have been met. Upon a determination of compliance, the UDNR shall then forward the application to the UDOT for consent. Consent or refusal of the application must be given by UDOT within thirty (30) calendar days from receipt thereof.

D.   The UDNR can conduct any investigation it deems necessary, prior to the issuance of any such leases.

E.   The foregoing shall supersede and repeal the regulations contained in the obsolete UDOT Manual of Policy and Procedure, 08-105, which was established January 6, 1978. All applications submitted after the UDOT Commission's action on this revised policy must comply with the regulations contained herein.